

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 17-09-12**

Date Published: September 7, 2017

For Work Week Commencing: September 11, 2017

Commission Scheduling Meeting: Tuesday, September 12, 2017, 9:00 a.m.

Commission Business Meeting: Tuesday, September 12, 2017, 9:30 a.m.

General Introduction: This agenda is the Commission's agenda for the work week designated. In the beginning part of each week prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide website located at <http://psc.mt.gov>.

Place of Meetings: All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Live webcast: Visit <http://www.psc.mt.gov/video.asp> to watch live stream of Commission meetings.

Inquiries: General inquiries concerning this agenda and subscribing to electronic notice may be made to Mike Maas at (406) 444-6174. He may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities: Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission at (406) 444-6199 prior to the meeting to allow accommodations to be made.

Action Items: All items identified below are for action at the Commission business meeting.

1. Approval of Commission Minutes (Mandi)

Approval of the Commission Minutes for the week of August 28, 2017.

Work Sessions: All items identified below are for Commission discussion or action on the day designated.

1. Small Water and Sewer Standard Rate Rules – Public Service Commission – Obtain direction from the Commission on whether or not to provide a memo to ETIC and attend their meeting on September 29, 2017 (09/12/2017).
2. PSC and MCC Tax Rate – Public Service Commission – Discuss and request approval of the PSC and MCC Tax rate effective 10/01/17 through 09/30/18 (09/12/2017).
3. N2017.8.69 – Montana-Dakota Utilities – In the Matter of the Application of Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc., for a Waiver of ARM 38.5.176 – Discuss and act on whether to approve MDU's Application to Waive ARM 38.5.176 concerning a marginal cost study in the Commission's Minimum Rate Case Standards (09/12/2017).
4. Placeholder – Commission initiated – Commission office space lease – To discuss Commission office space lease options (09/12/2017).

Other Meetings:

Notice Items: All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on a subsequent agenda and participation may be had by submitting written comments, either by mail or hand delivery, to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time via the PSC's public comment email, psc_utilitycomment@mt.gov. A comment form may be downloaded at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. NorthWestern Corporation (NOR) D2017.8.67 (Scott)

On August 22, 2017, NOR filed an application seeking authority to issue over a two-year period through and including September 30, 2019, some or all of the following kinds of securities not to exceed in the aggregate \$1.1 billion. The specific types of issuances are: (1) Equity securities of Applicant not to exceed \$250 million, including without limitation, common stock, preferred stock, convertible or unconvertible preferred securities and hybrid securities issuable directly or indirectly by Applicant; (2) Secured debt securities of Applicant, not to

exceed \$400 million, including, without limitation: (i) One or more series of First Mortgage Bonds to be issued under Applicant's Montana mortgage; (ii) One or more series of First Mortgage Bonds to be issued under Applicant's South Dakota mortgage; (iii) Other secured debt securities; (3) Unsecured debt securities of Applicant, not to exceed \$450 million, including without limitation, subordinated or unsubordinated unsecured debentures, debt securities, notes, commercial paper or other evidences of unsecured indebtedness. The Applicant will use the proceeds to support state-regulated public utility assets, the refunding or repayment of its outstanding obligations and other general corporate purposes.

Transportation Notice Items: Motor carriers with proper standing may protest applications. Protests related to an application for Class A, B, and E passenger authority is limited to a protest of the motor carrier's ability to meet the requirements of Mont. Code Ann. §§ 69-12-323(5) and 69-12-415. Protests must include the proper fee, as required by Mont. Admin. R. 38.3.402(c), and conform to the requirements at Mont. Admin. R. 38.3.405 or 38.3.406 as applicable. A protest form is available on the Commission's website at <http://psc.mt.gov/transportation>. If no written protests are received by the deadline, the Commission may issue a final decision on the application without a public hearing, pursuant to Mont. Code Ann. § 69-12-321.

Protective Orders – Notice Items: The Commission has received the following requests for protective order pursuant to Mont. Admin. R. 38.2.5007. Comments on the requests may be submitted at any time prior to ruling. Copies of these requests may be viewed on the Commission's web site at <http://psc.mt.gov>

1. Commnet Wireless LLC D2017.6.50 (Zack)

On September 1, 2017 Commnet Wireless LLC ("Commnet") filed a Motion for Protective Order and Brief in Support in Docket D2017.6.50 – In the Matter of the Petition of Commnet Wireless, LLC for Designation as an Eligible Telecommunications Carrier. Commnet wishes to protect financial and coverage information. Specifically, Comment seeks to protect monthly income statements for 2016 and 2017 that are broken down by type, percentage of revenue from federal funds, and customer categories, as well as Montana expenditure amounts broken down by city/town. The coverage information includes precise coverage areas as identified by Commnet.

Protective Orders – Information Items: The Commission has issued the following protective orders. These orders may be challenged pursuant to Mont. Admin. R.

38.2.5008. Copies of these orders may be viewed on the Commission's web site at <http://psc.mt.gov>

Information Items: All items identified below are for information only.

1. 9/6/2017 – Received notification of intent to transfer indirect control of M5 Networks, LLC to Mitel Networks Corporation and Mitel US Holdings, Inc. Anticipated completion date as soon as practicable following completion of tender offer.

New Regulatory Filings Received in Past Week:

New Transportation Filings Received in Past Week:

1. TN2682* - Louis M. Guay, Administrator for the estate of Albert Guay, requests permission to suspend PSC No. 9422 for an initial 6 month period from August 17, 2017 to February 17, 2018.

***Qualifies for Staff Action. Upon receipt of a written request by a commissioner or an interested person submitted within five (5) business days of the date published on this Agenda, the Commission will review this item.**